

**CHAPTER 4**  
**Health and Sanitation**  
(Amended 2-10-1953 by O-5486 N.S.)

**ARTICLE 1**  
**Definitions — Authority and**  
**Procedure — Permits — Fees**

**§ 41.00 Purpose and Intent**  
(Added 4-13-1965 by O-9194 N.S.)

**§ 41.01 Definitions and Interpretations**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)

**§ 41.01.1 Health Department or Department of Public Health**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)  
(Amended 3-7-1983 by O-15914 N.S.)

**§ 41.01.2 Health Officer or Director**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)  
(Amended 5-11-1954 by O-6103 N.S.)

**§ 41.01.3 Board of Health**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)

**§ 41.01.4 Establishment**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)  
(Amended 12-24-1953 by O-5898 N.S.)  
(Amended 4-13-1965 by O-9194 N.S.)

**§ 41.01.5 Building**  
(Incorp. 1-22-1952 by O-5046 N.S.)  
(Amended 2-10-1953 by O-5486 N.S.)

**§ 41.01.6 Premises***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5486 N.S.)***§ 41.01.7 Opening***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5486 N.S.)***§ 41.01.8 Rat Stoppage, Rat Proofing***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5486 N.S.)***§ 41.01.9 Rat Harborage***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5486 N.S.)***§ 41.01.10 Massage Parlor***(Incorp. 1-22-1952 by O-5046 N.S.; amended 2-10-1953 by O-5486 N.S.; repealed 10-25-1973 by O-11147 N.S.)***§ 41.01.11 Dog Kennel***(Incorp. 1-22-1952 by O-5046 N.S.; amended 2-10-1953 by O-5486 N.S.; repealed 9-15-1980 by O-15327 N.S.)***§ 41.01.12 Dairy, Dairy Farms***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5846 N.S.)***§ 41.01.13 Tattooing***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5846 N.S.)***§ 41.01.14 Cesspool, Septic Tank, Seepage Pit, Subsurface Disposal System***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5846 N.S.)***§ 41.01.15 Refrigeration Plant, Locker Plant***(Incorp. 1-22-1952 by O-5046 N.S.)**(Amended 2-10-1953 by O-5846 N.S.)*

**§41.01.16 Fowl and Homing or Racing or Fancy Pigeon Defined**

*("Fowl" added 5-12-1953 by O-5588 N.S.; retitled to "Fowl & Homing or Racing Pigeons—Defined" and amended 7-16-1984 by O-16238 N.S.)*

*(Retitled to "Fowl & Homing or Racing or Fancy Pigeons Defined" and amended 1-27-1997 by O-18378 N.S.)*

**§ 41.01.17 Vehicle and Vessel**

*(Added 12-24-1953 by O-5898 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

**§ 41.01.18 Food Handlers**

*(Added 5-11-1954 by O-6103 N.S.)*

**§ 41.01.19 Perishable Food — Defined**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 41.01.20 Food — Defined**

*(Added 4-13-1965 by O-9194)*

**§ 41.02 Health Regulated Businesses — Health Permits**

*(Incorp. 1-22-1952 by O-5046 N.S.)*

*(Amended 2-10-1953 by O-5846 N.S.)*

**§ 41.03 Health Permits and Grade Cards Required**

*("Health Permits Required" Incorp. 1-22-1952 by O-5046 N.S.)*

*(Amended 12-24-1953 by O-5898 N.S.)*

*(Retitled to "Health Permits and Grade Cards Required" and amended 4-13-1965 by O-9194 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

**§ 41.03.1 Establishment Plan Review**

*(Added 3-7-1983 by O-15914 N.S.)*

**§ 41.04 Application for Health Permit**

*(Incorp. 1-22-1952 by O-5046 N.S.)*

*(Amended 2-10-1953 by O-5846 N.S.)*

**§ 41.05 Issuance of Health Permits — Suspension and Revocation**

*("Destruction of Foods Unfit For Human Consumption" Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

*("Issuance of Health Permits— Suspension and Revocation" added 2-10-1953 by O-5846 N.S.)*

**§ 41.06 Health Permits — Duration and Transfer**

*(Added 2-10-1953 by O-5846 N.S.; amended 12-29-1955 by O-6806 N.S.; repealed 3-7-1983 by O-15914 N.S.)*

**§ 41.07 Health Permit Fees Paid to County**

*(Added 2-10-1953 by O-5486 N.S.; amended 12-24-1953 by O-5898 N.S.; renumbered to Sec. 41.0701 on 1-21-1992 by O-17734 N.S.)*

**§ 41.07.1 Health Permit Fees — General — Annual Inspection Fee**

*(Added 12-24-1953 by O-5898 N.S.; amended 12-29-1955 by O-6806 N.S.; amended 3-7-1983 by O-15914 N.S.; amended 1-23-1989 by O-17223 N.S.)*  
*(Renumbered to Sec. 41.0702 on 1-21-1992 by O-17734 N.S.)*

**§ 41.07.2 Annual Inspection Fee**

*(Added 12-24-1953 by O-5898 N.S.; amended 3-22-1955 by O-6453 N.S.; amended 12-29-1955 by O-6806 N.S.; amended 12-4-1962 by O-8763 N.S.; effective 1-1-1963; amended 1-20-1970 by O-10215 N.S.; amended 5-25-1977 by O-12073 N.S.; amended 1-26-1981 by O-15436 N.S.)*  
*(Repealed 3-7-1983 by O-15914 N.S.)*

**§ 41.07.03 Health Permit Fees — Apartment Houses and Hotels**

*(Added 12-24-1953 by O-5899 N.S.; amended 12-29-1955 by O-6806 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

**§ 41.07.4 Renewal of Health Permit, Ten Percent (10%) Penalty for Delinquency**

*(Added 12-29-1955 by O-6806 N.S.; amended 2-21-1956 by O-6864 N.S.; amended 3-7-1983 by O-15914 N.S.)*  
*(Renumbered to Sec. 41.0703 on 1-21-1992 by O-17734 N.S.)*

**§ 41.08 Burial or Removal Permit — Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.)*  
*(Amended 2-10-1953 by O-5486 N.S.)*

**§ 41.08.1 Food Service Manager**

*("Food Handlers Required To Obtain A Registration Card" added 4-13-1965 by O-9194 N.S.)*  
*(Amended 3-31-1976 by O-11825 N.S.)*  
*(Retitled to "Food Service Manager" and amended 1-26-1981 by O-15436 N.S.; effective 6-1-1981.)*

**§ 41.08.2 Food Handler Training**

*("Medical Examination Required" added 4-13-1965 by O-9194 N.S.)*

*(Amended 3-31-1976 by O-11825 N.S.)*

*(Retitled to "Food Handler Training" and amended 1-26-1981 by O-15436 N.S.; effective 6-1-1981.)*

**§ 41.08.3 Employment of Food Handlers**

*(Added 1-26-1981 by O-15436 N.S.; effective 6-1-1981.)*

**§ 41.09 Transmissible Disease**

*("Health Certificate— Fee" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Medical Examination" and amended 5-11-1954 by O-6103 N.S.; amended 4-13-1965 by O-9194 N.S.; repealed 3-31-1976 by O-11825 N.S.)*

*("Transmissible Disease" added 3-31-1976 by O-11825 N.S.)*

**§ 41.09.1 Payment of Fee for Examination**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 41.10 Expiration of Physical Examination Certificate**

*("Dairy Farm, Dairy— Definitions" Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

*("Physical Examination— Examination— Reports Required" added 2-10-1953 by O-5486 N.S.; retitled to "Expiration of Physical Examination Certificate" and amended 5-11-1954 by O-6103 N.S.)*

*(Repealed 4-13-1965 by O-9194 N.S.)*

**§ 41.10.1 Permit Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.2 Application For Permit**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.3 Granting of Permits— Suspension and Revocation**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.4 Director of Public Health— Authority**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.5 Application For Health Certificate**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.6 Physical Examination— Reports Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.7 Pasteurizing— Permit and Operator's Card Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.10.8 Pasteurizing— Suspension or Revocation of Operator's Permits**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.11 Qualification Examination**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended 12-29-1955 by O-6806 N.S.)*

**§ 41.12 Director May Require Examination**

*("Rules and Regulations— Authority" added 2-10-1953 by O-5486 N.S.; renumbered to Sec. 41.31 on 5-11-1954 by O-6103 N.S.)*

*("Director May Require Re-Examination" added 5-11-1954 by O-6103 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

*(Retitled to "Director May Require Examination" and amended 3-31-1976 by O-11825 N.S.)*

**§ 41.13 Contraction of Transmissible Disease Subsequent to Examination; Suspension or Revocation of Card**

*("Enforcement Officer— Authority— Inspection" added 2-10-1953 by O-5486 N.S.; renumbered to Sec. 41.32 on 5-11-1954 by O-6103 N.S.)*

*("Contraction of Transmissible Disease Subsequent to Examination; Suspension or Revocation of Card" added 5-11-1954 by O-6103 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

*(Amended 3-31-1976 by O-11825 N.S.)*

**§ 41.14 Nuisance — Powers of Health Officer**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Renumbered to Sec. 41.33 on 5-11-1954 by O-6103 N.S.)*

**§ 41.15 Posting of Health Permits**

*("Restaurant, Cafe, Food Dispensary, Etc.— Regulated" Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

*("Posting of Health Permits" added 2-10-1953 by O-5486 N.S.; amended 12-24-1953 by O-5898 N.S.)*

*(Renumbered to Sec. 41.34 on 5-11-1954 by O-6103 N.S.)*

**§ 41.15.1 Application For Permit— Inspection Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.15.2 Investigation— Requirements For Issuance of Permit**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.15.3 Minimum Score Established— Reinspected**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.15.4 Inspection Fee Established**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.16 List of Employees**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 41.16.1 Employment of Food Handlers**

*(Added 3-31-1976 by O-11825 N.S.)*

**§ 41.17 Communicable Disease**

*(Added 2-10-1953 by O-5486 N.S.; repealed 5-11-1954 by O-6103 N.S.)*

**§ 41.20 Smorgasbord— Permit Required**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.20.1 Application— Inspection Fee**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.30.4 Permit— Inspection and Conditions**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.31 Rules and Regulations — Authority**

*(Renumbered from Sec. 41.12 on 5-11-1954 by O-6103 N.S.)*

**§ 41.32 Enforcement Officer — Authority — Inspection**

*(Renumbered from Sec. 41.13 on 5-11-1954 by O-6103 N.S.)*

*(Amended 1-17-1957 by O-7292 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

**§ 41.33 Nuisance — Powers of Health Officer**

*(Renumbered from Sec. 41.14 on 5-11-1954 by O-6103 N.S.)*

*(Amended 9-1-1959 by O-8164 N.S.)*

**§ 41.34 Permit and Grade Card to be Posted**

*("Posting of Health Permits" renumbered from Sec. 41.15 on 5-11-1954 by O-6103 N.S.)*

*(Retitled to "Posting Health Permits and Alphabetical Grade Cards" and amended 4-13-1965 by O-9194 N.S.)*

*(Retitled to "Permit and Grade Card to be Posted" and amended 1-26-1981 by O-15436 N.S.)*

**§ 41.35 Communicable Disease Control**

*("Beauty Parlor; Cosmetologist Schools or Colleges, Etc.— Permit Required" Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

*("Communicable Disease Control" added 5-11-1954 by O-6103 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

**§ 41.35.1 Application— Inspection Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.35.2 Permit— Inspection and Conditions**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.35.3 Amount of Inspection Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.35.4 Operator's Permit Required— Application— Health Certificate— Annual Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.35.5 Renewal of Operators' Permit**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.35.6 Student Permit Regulations**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.36 Vermin Infestation**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 41.37 Seizure and Condemnation of Foods**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 41.40 Nursing Home— Permit Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*



**§ 41.40.1 Application for Permit***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.2 Inspection Fee***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.3 Planning Commission Approval Required***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.4 Building Inspection Department Approval Required***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.5 Public Health Commission Authority***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.6 Issuance of Permit— Compliance With Conditions***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.7 Renewal of Permit***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.40.8 Suspension or Revocation of Permit***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.45 Laundry— Permit Required***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.45.1 Inspection Fees***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.45.2 Application Exceptions***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.50 Pet Shop, Business of Dealing in Animal Pets— Permit Required***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.50.1 Annual Inspection Fee***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 41.50.2 Permit— Inspection and Conditions***(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.50.4 Access To Health Officers For Inspection**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.50.5 Authority To Provide. Rules and Regulations**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55 Fertilizer Manufacturing— Regulated**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55.1 Application For Permit— Inspection Fee**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55.2 Permit— Inspection and Conditions**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55.3 Inspection Fees**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55.4 Authority To Visit Premises**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.55.5 Authority To Establish Rules and Regulations**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.60 Stables— Permit Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0301 on 2-10-1953 by O-5486 N.S.)*

**§ 41.65 Tattooing— Permit Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.1 Contents of Application**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.2 Investigation**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.3 Certificate of Approval**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.4 Operator's Card Required**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.5 Revocation of Permit Revokes License**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.65.6 Expiration of Permit and Operator's Card**

*(Incorp. 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 41.90 Garbage and Refuse Collection**

*(Incorp. 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0109 on 2-10-1953 by O-5486 N.S.)*

**DIVISION 1**

— Reserved for future use —

**DIVISION 7****Environmental Health Permits**

*(Added 1-21-1992 by O-17734 N.S.)*

**§ 41.0701 Health Permit Fees Paid to County**

*(Renumbered from Sec. 41.07 on 1-21-1992 by O-17734 N.S.)*

**§ 41.0702 Health Permit Fees — General — Annual Inspection Fee**

*(Renumbered from Sec. 41.07.1 and amended on 1-21-1992 by O-17734 N.S.)*

**§ 41.0703 Renewal of Health Permit, Ten Percent (10%) Penalty for Delinquency**

*(Renumbered from Sec. 41.07.4 and amended on 1-21-1992 by O-17734 N.S.)*

**ARTICLE 2****Health Regulated Businesses and Activities**

*("Housing—Hospitals—Nursing Homes" Incorp. 1-22-1952 by O-5046 N.S.)*

*(Retitled "Health Regulated Businesses and Activities" 2-10-1953 by O-5486 N.S.)*

**§ 42.01 Buildings Unfit For Human Habitation— Orders of Department of Public Health**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 42.10 Nursing Homes— Fire Hazard**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 42.11 Nursing Homes— Sanitary Rules and Regulations**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**§ 42.12 Nursing Homes— Rules and Regulations Providing For Minimum Standards**

*(Incorp. 1-22-1953 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)*

**DIVISION 1****Food and Drug Handling, Distribution and Sales**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 42.0101 Health Regulated Business Defined — Regulated**

*("Food Handling Establishments— Regulated" added 2-10-1953 by O-5486 N.S.)*

*(Amended 12-24-1953 by O-5898 N.S.)*

*(Retitled to "Health Regulated Businesses— Defined – Regulated" and amended 4-13-1965 by O-9194 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

*(Amended 1-23-1989 by O-17223 N.S.)*

**§ 42.0101.1 Food Handling Establishments — Exempt Vehicles and Vending Machines**

*("Exempt Vehicles and Vending Machines" added 12-24-1953 by O-5898 N.S.)*

*(Retitled to add "Food Handling Establishments –" and amended 4-13-1965 by O-9194 N.S.)*

*(Amended 7-8-1971 by O-10613 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

**§ 42.0101.2 Perishable Food — Prohibition of Itinerant Sale**

*(Added 12-21-1967 by O-9731 N.S.)*

*(Amended 8-16-1982 by O-15803 N.S.)*

**§ 42.0102 Food Handling Establishments — Sanitary Score**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

**§ 42.0103 Food Handling Establishments — Products of Uninspected Establishments Prohibited**

*("Products of Uninspected Establishments Prohibited" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to add "Food Handling Establishments –" and amended 4-13-1965 by O-9194 N.S.)*

**§ 42.0104 Food Handling Establishments — Food to be Covered**

*("Cafeterias, Smorgasbord, Steamtables— Regulations For Protection of Food— Permit Required" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to add "Food Handling Establishments –" and amended 4-13-1965 by O-9194 N.S.)*

**§ 42.0104.1 Refrigeration of Perishables**

*(Added 4-13-1965 by O-9195 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

**§ 42.0104.2 Pre-Prepared Sandwiches**

*(Added 4-13-1965 by O-9195 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

**§ 42.0105 Milk Drinks — Original Container Required**

*(Amended 5-4-1954 by O-6090 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0105.1 Milk Dispensing Devices**

*(Added 5-4-1954 by O-6090 N.S.; amended 1-17-1957 by O-7292 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0106 Food Handling Establishments — Certificate and Report of Physical Examination — Employee List Required**

*(Added 2-10-1953 by O-5486 N.S.; amended 5-11-1954 by O-6103 N.S.)*

*(Repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0107 Food Handling Establishments — Floors, Walls, Ceilings, Drainboards, Food Preparation and Storage Areas**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended 4-13-1965 by O-9194 N.S.)*

**§ 42.0108 Food Handling Establishments — Toilets and Wash Rooms**

*("Food Handling Establishments— Toilets, Lavatories, Toweling" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to add "Food Handling Establishments –" and amended 4-13-1965 by O-9194 N.S.)*

**§ 42.0108.1 Food Handling Establishments — Toilets and Wash Rooms**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 42.0108.2 Food Handling Establishments — Toilets and Wash Rooms**

*(Added 4-13-1965 by O-9194 N.S.)*

**§ 42.0109 Food Handling Establishments — Protection of Food***(Added 2–10–1953 by O–5486 N.S.)***§ 42.0110 Food Handling Establishments — Clothing of Employees***(Added 2–10–1953 by O–5486 N.S.)***§ 42.0111 Food Handling Establishments — Animals Prohibited***(Added 2–10–1953 by O–5486 N.S.)**(Amended 4–7–1959 by O–8086 N.S.)***§ 42.0112 Food Handling Establishments — Separate Sleeping and Living Quarters in Establishments Required***("Food Handling Establishments— Lockers and Sleeping Rooms— Regulated" added 2–10–1953 by O–5486 N.S.)**(Retitled to "Food Handling Establishments— Separate Sleeping and Living Quarters in Establishments Required" and amended 4–13–1965 by O–9194 N.S.)***§ 42.0112.1 Food Handling Establishments — Dressing Room***(Added 4–13–1965 by O–9194 N.S.)***§ 42.0113 Food Handling Establishments — Sawdust Regulated***(Added 2–10–1953 by O–5486 N.S.)***§ 42.0114 Food Handling Establishments — Boxes, Containers — Regulated***(Added 2–10–1953 by O–5486 N.S.)***§ 42.0115 Food Handling Establishments — Newspaper Wrapping — Regulated***(Added 2–10–1953 by O–5486 N.S.)***§ 42.0116 Food Handling Establishments — Garbage Cans, Screen Rooms Required — Garbage — Regulated***(Added 2–10–1953 by O–5486 N.S.)**(Amended 4–13–1965 by O–9194 N.S.)***§ 42.0117 Food Handling Establishments — Cream Custard Filling — Pastries Regulated***(Added 2–10–1953 by O–5486 N.S.; repealed 4–13–1965 by O–9194 N.S.)***§ 42.0118 Food Handling Establishments — Special Regulations***(Added 2–10–1953 by O–5486 N.S.)**(Amended 4–13–1965 by O–9194 N.S.)*

**§ 42.0119 Food Handling Establishments — Beverages, Soft Drinks Regulated**

*(Added 2–10–1953 by O–5486 N.S.; repealed 4–13–1965 by O–9194 N.S.)*

**§ 42.0120 Food Handling Establishments — Malted Milk, Malted Skim Milk, Milk Drink Regulated**

*(Added 2–10–1953 by O–5486 N.S.; repealed 4–13–1965 by O–9194 N.S.)*

**§ 42.0121 Food Handling Establishments — Outside Storage Prohibited**

*("Food Handling Establishments— Regulations for Fruit Stands or Open Markets" added 2–10–1953 by O–5486 N.S.)*

*(Retitled to "Food Handling Establishments— Outside Storage Prohibited" and amended 4–13–1965 by O–9194 N.S.)*

**§ 42.0122 Food Handling Establishments — Storage of Fruits and Foods Regulated**

*(Added 2–10–1953 by O–5486 N.S.; repealed 4–13–1965 by O–9194 N.S.)*

**§ 42.0123 Food Handling Establishments — Opening and Replacing Food or Beverage Packages Prohibited**

*("Food Handling Establishments— Regulations for Vending Vehicles" added 2–10–1953 by O–5486 N.S.; repealed 1–12–1956 by O–6821 N.S.)*

*("Food Handling Establishments— Opening and Replacing Food or Beverage Packages Prohibited" added 9–12–1983 by O–16033 N.S.)*

**§ 42.0124 Food Handling Establishments — Honey and Beverages — Bottling Required**

*(Added 2–10–1953 by O–5486 N.S.)*

**§ 42.0125 Food Handling Establishments — Wineries and Cider Mills — Regulations**

*(Added 2–10–1953 by O–5486 N.S.)*

**§ 42.0126 Food Handling Establishments — Regulations for the Sale of Fruits, Vegetables and Farm Produce**

*("Regulations For The Sale of Fruits, Vegetables and Farm Produce By Farmers" added 2–10–1953 by O–5486 N.S.)*

*(Retitled to "Food Handling Establishments – Regulations for the Sale of Fruits, Vegetables and Farm Produce" and amended 4–13–1965 by O–9194 N.S.)*

**§ 42.0127 Vending Machines Dispensing Liquids and/or Unwrapped Nonliquid Food Products**

*(Added 3–22–1955 by O–6453 N.S.)*

*(Amended 4–13–1965 by O–9194 N.S.)*

**§ 42.0127.1 Vending Machines Dispensing Liquids and/or Unwrapped Nonliquid Food Products — Operator Defined***(Added 3-22-1955 by O-6453 N.S.)**(Amended 4-13-1965 by O-9194 N.S.)***§ 42.0127.2 Vending Machines Dispensing Liquids and/or Unwrapped Nonliquid Food Products — Location***(Added 3-22-1955 by O-6453 N.S.)**(Amended 4-13-1965 by O-9194 N.S.)***§ 42.0127.3 Vending Machines Dispensing Liquids and/or Unwrapped Nonliquid Food Products — Service Rooms***(Added 3-22-1955 by O-6453 N.S.)**(Amended 4-13-1965 by O-9194 N.S.)***§ 42.0127.4 Vending Machines Dispensing Liquids and/or Unwrapped Nonliquid Food Products — Design and Construction***(Added 3-22-1955 by O-6453 N.S.)**(Amended 4-13-1965 by O-9194 N.S.)***§ 42.0127.5 Vending Machines Dispensing Liquids into Containers — Installation and Operation***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0127.6 Vending Machines Dispensing Liquids into Containers — Cleaning and Sanitation***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0128 Vending Machines Dispensing Unwrapped Nonliquid Food Products***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§42.0128.1 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Definitions***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0128.2 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Machine Location***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0128.3 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Service Rooms***(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0128.4 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Design**



**and Construction**

*(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0128.5 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Installation and Operation**

*(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0128.6 Vending Machines Dispensing Unwrapped Nonliquid Food Products — Cleaning and Sanitation**

*(Added 3-22-1955 by O-6453 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0130 Food Handling Establishments — Sanitation Requirements — Food Vending Vehicles**

*(Added 1-12-1956 by O-6821 N.S.)*

*(Amended 4-13-1965 by O-9195 N.S.)*

*(Amended 3-7-1983 by O-15914 N.S.)*

*(Amended 4-22-1985 by O-16406 N.S.)*

*(Amended 3-3-1986 by O-16603 N.S.)*

*(Amended 12-8-1986 by O-16769 N.S.)*

*(Amended 12-8-1986 by O-16769 N.S.)*

**§ 42.0130.1 Food Vending Vehicles — Special Event Exceptions**

*(Added 8-6-1979 by O-12715 N.S.; amended 3-7-1983 by O-15914 N.S.; amended 1-17-1984 by O-16112 N.S.; amended 3-3-1986 by O-16603 N.S.)*

*(Amended 12-8-1986 by O-16769 N.S.)*

**§ 42.0130.2 Mobile Food Preparation Units— Regulations**

*(Added 3-3-1986 by O-16603 N.S.)*

**§ 42.0130.3 Mobile Food Preparation Units to Comply with State Law**

*(Added 3-3-1986 by O-16603 N.S.)*

**§ 42.0131 Food Handling Establishments— Prepared Food Vending Vehicles — Regulations**

*(Added 1-12-1956 by O-6821 N.S.; repealed 4-13-1965 by O-9194 N.S.)*

**§ 42.0132 Health Regulated Establishments — Vending Vehicles — Parking Regulated**

*(Added 1-12-1956 by O-6821 N.S.; amended 4-13-1965 by O-9194 N.S.; repealed 7-25-1988 by O-17116 N.S.)*

**§ 42.0132.1 Restriction on Vehicle Use***(Added 4-13-1965 by O-9194 N.S.)***§ 42.0132.2 Authority to Arrest***(Added 3-3-1986 by O-16603 N.S.)***§ 42.0132.3 Responsibility for Violations***(Added 3-3-1986 by O-16603 N.S.)***§ 42.0135 Milk Handling Establishments — Regulated***(Added 2-10-1953 by O-5486 N.S.; repealed 3-3-1986 by O-16603 N.S.)***§ 42.0136 Milk Handling Establishments — No Fee Permit***(Added 2-10-1953 by O-5486 N.S.; repealed 3-3-1986 by O-16603 N.S.)***§ 42.0137 Milk Handling Establishments — Certificate and Report of Physical Examination — Employee List Required***(Added 2-10-1953 by O-5486 N.S.; amended 5-11-1954 by O-6103 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0138 Milk Handling Establishments — Milk Samples Authorized***(Added 2-10-1953 by O-5486 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0139 Milk Handling Establishments — Possession of Substandard Products Prohibited***(Added 2-10-1953 by O-5486 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0140 Milk Handling Establishments — Tuberculin Tests Regulated***(Added 2-10-1953 by O-5486 N.S.; repealed 4-13-1965 by O-9194 N.S.)***§ 42.0146 Refrigeration and Locker Plants — Regulated***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0147 Refrigeration and Locker Plants — Stamping of Meat Required***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0148 Refrigeration and Locker Plants — Hides or Bill of Sale Required — Exceptions***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0149 Refrigeration and Locker Plants — Processing Days Designated***(Added 2-10-1953 by O-5486 N.S.)*

**§ 42.0150 Refrigeration and Locker Plants — Processing of Game Regulated***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0151 Refrigeration and Locker Plants — Certificate and Report of Physical Examination — Employee List Required***(Added 5-11-1954 by O-6103 N.S.)***§ 42.0160 Mobile Food Units — Definitions***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0161 Mobile Food Units — Operating Requirements***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0162 Mobile Food Units — Sanitation***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0163 Mobile Food Units — Construction and Equipment Requirements***(Added 8-16-1982 by O-15803 N.S.)**(Amended 2-27-1983 by O-15897 N.S.)***§ 42.0164 Mobile Food Units — Construction and Equipment Requirement for Units upon which Unpackaged Foods are Carried***(Added 8-16-1982 by O-15803 N.S.)**(Amended 2-7-1983 by O-15897 N.S.)***§ 42.0165 Mobile Food Units — Duties of Permittees and Operators***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0166 Mobile Food Units — Location of Operation***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0167 Mobile Food Units — Health Permit***(Added 8-16-1982 by O-15803 N.S.)**(Amended 7-25-1994 by O-18088 N.S.)***§ 42.0168 Mobile Food Units — Revocation of Permits***(Added 8-16-1982 by O-15803 N.S.)***§ 42.0170 Plastic Food Containers— Definitions***(Renumbered from Sec. 45.0201 and retitled 3-8-1994 by O-18049 N.S.)*

**§ 42.0171 Plastic Food Containers— Prohibitions as to Certain Polystyrene**  
(Renumbered from Sec. 45.0202 and retitled 3–8–1994 by O–18049 N.S.)

**§ 42.0172 Plastic Food Containers— Exemptions**  
(Renumbered from Sec. 45.0203 and retitled 3–8–1994 by O–18049 N.S.)

**§ 42.0173 Plastic Food Containers— Penalty**  
(Renumbered from Sec. 45.0204 and retitled 3–8–1994 by O–18049 N.S.)

## **DIVISION 2**

### **Personal Services**

(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0201 Barber Shop, Beauty Parlor, Tattooing — Regulated**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0202 Barber Shop, Beauty Parlor, Tattooing — Posting of Regulations**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0203 Barber Shop, Beauty Parlor, Tattooing — Adequate Plumbing, Clean Floors Required — Sleeping on Premises Prohibited**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0204 Barber Shop, Beauty Parlor, Tattooing — Regulations**  
(Added 2–10–1953 by O–5486 N.S.)  
(Amended 12–8–1959 by O–8208 N.S.)

**§ 42.0205 Barber Shop, Beauty Parlor — Regulations**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0206 Barber Shop — Regulations**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0207 Tattooing — Regulations**  
(Added 2–10–1953 by O–5486 N.S.)

**§ 42.0211 Massage Establishments and Technicians — Regulated**  
("Massage Parlor— Regulated" added 2–10–1953 by O–5486 N.S.; retitled to "Massage Establishments and Technicians – Regulated" and amended 10–25–1973 by O–11147 N.S.; repealed 12–21–1976 by O–11969 N.S.)

**§ 42.0212 Massage Parlor — Health Permit — Denial, Suspension, Revocation**

*(Added 2-10-1953 by O-5486 N.S.; repealed 10-25-1973 by O-11147 N.S.)*

**§ 42.0213 Massage Parlor — Treatment of Opposite Sex Prohibited**

*(Added 2-10-1953 by O-5486 N.S.; repealed 10-25-1973 by O-11147 N.S.)*

**§ 42.0214 Massage Parlor — Qualifying Examination**

*(Added 2-10-1953 by O-5486 N.S.; repealed 10-25-1973 by O-11147 N.S.)*

**§ 42.0215 Massage Businesses and Technicians — Regulated**

*(Added 12-21-1976 by O-11969 N.S.)*

*(Amended 12-5-2000 by O-18907 N.S.; effective 7-1-2001.)*

**§ 42.0216 Peep Show Establishments — Regulated**

*(Added 8-28-1978 by O-12424 N.S.)*

*(Amended 7-23-1990 by O-17498 N.S.)*

**DIVISION 3****Service Business**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 42.0301 Sewage Disposal Systems — Regulated**

*("Cesspool, Septic Tank Cleaners— Regulated" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Sewage Disposal Systems – Regulated" and amended 7-25-1961 by O-8497 N.S.)*

**§ 42.0302 Sewage Disposal Systems — Qualifying Examination Required**

*("Cesspool, Septic Tank Cleaners— Qualifying Examination Required" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Sewage Disposal Systems— Qualifying Examination Required" and amended 7-25-1961 by O-8497 N.S.)*

**§ 42.0303 Sewage Disposal Systems — Inspection of Equipment**

*("Cesspool, Septic Tank Cleaners— Inspection of Equipment" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Sewage Disposal Systems— Inspection of Equipment" and amended 7-25-1961 by O-8497 N.S.)*

**§ 42.0304 Sewage Disposal Systems — Reports Required**

*("Cesspool, Septic Tank Cleaners— Reports Required" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Sewage Disposal Systems— Reports Required" and amended 7-25-1961 by O-8497 N.S.)*

**DIVISION 4**

**Bathhouses**

*("Housing" added 5-4-1954 by O-6092 N.S.)*

*(Repealed 9-1-1959 by O-8164 N.S.)*

*(Editors note: Title changed 4-4-1988; see O-10747 N.S.)*

**§ 42.0400 Background**

*("Background" added 4-4-1988 by O-17047 N.S.)*

*(Renumbered to Sec. 42.0401 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0401 Background**

*("Hotels, Apartment Houses— Regulated" added 2-10-1953 by O-5486 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Definitions" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0402 on 1-9-1991 by O-17575 N.S.)*

*("Background" renumbered from Sec. 42.0400 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0402 Definitions**

*("Hotels, Apartment Houses— Inspection" added 2-10-1953 by O-5486 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Permit Required" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0403 on 1-9-1991 by O-17575 N.S.)*

*("Definitions" renumbered from Sec. 42.0401 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0403 Permit Required**

*("Application for Permit or Renewal" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0404 on 1-9-1991 by O-17575 N.S.)*

*("Permit Required" renumbered from Sec. 42.0402 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0404 Application for Permit or Renewal**

*("Application for Permit or Renewal" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0405 on 1-9-1991 by O-17575 N.S.)*

*("Application for Permit or Renewal" renumbered from Sec. 42.0403 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0405 Application for a Bathhouse Permit**

*("Annual Permit Application Fee" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0406 on 1-9-1991 by O-17575 N.S.)*

*("Application for a Bathhouse Permit" renumbered from Sec. 42.0404 and amended on 1-9-1991 by O-17575 N.S.)*

(2-2002)

**§ 42.0406 Annual Permit Application Fee**

*("Facilities Necessary" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0407 on 1-9-1991 by O-17575 N.S.)*

*("Annual Permit Application Fee" renumbered from Sec. 42.0405 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0407 Facilities Necessary**

*("Operating Requirements" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0408 on 1-9-1991 by O-17575 N.S.)*

*("Facilities Necessary" renumbered from Sec. 42.0406 and amended on 1-9-1991 by O-17575 N.S.)*

**§ 42.0408 Operating Requirements**

*("Issuances of Permit for Bathhouse" added 4-4-1988 by O-17047 N.S.; renumbered to Sec. 42.0409 on 1-9-1991 by O-17575 N.S.)*

*("Operating Requirements" renumbered from Sec. 42.0407 and amended on 1-9-1991 by O-17575 N.S.)*

**§ 42.0409 Issuance of Permit for Bathhouse**

*("Register to be Maintained" added 4-4-1988 by O-17047 N.S.; repealed 1-9-1991 by O-17575 N.S.)*

*("Issuance of Permit for Bathhouse" renumbered from Sec. 42.0408 on 1-9-1991 by O-17575 N.S.)*

**§ 42.0410 Employment of Persons Under the Age of Eighteen Years Prohibited**

*("Trailer Parks— Regulated" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Employment of Persons Under the Age of Eighteen Years" added 4-4-1988 by O-17047 N.S.)*

**§ 42.0411 Sale or Transfer**

*("Trailer Parks— Approval of Health Department Required" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Sale or Transfer" added 4-4-1988 by O-17047 N.S.)*

**§ 42.0412 Name and Place of Business — Change of Location**

*("Trailers— Located Outside Trailer Parks— Special Health Permit— Fee" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Name and Place of Business— Change of Location" added 4-4-1988 by O-17047 N.S.)*

**§ 42.0412.1 Trailers for Watchmen in Construction Areas — Special Health**

*(Added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

**§ 42.0413 Daily Register**

*("Trailer Parks— Lavatories" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Daily Register" added 4-4-1988 by O-17047 N.S.)*

*(Repealed 1-9-1991 by O-17575 N.S.)*

(2-2002)

**§ 42.0414 Locked Cubicle, Room, Booth, Etc.**

*("Trailer Parks— Laundry and Drying Area" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Locked Cubicle, Room, Booth, Etc." added 4-4-1988 by O-17047 N.S.)*

**§ 42.0415 Private Rooms**

*("Trailer Parks— Proximity to Fire Hydrant" added 5-4-1954 by O-6092 N.S.; repealed 9-1-1959 by O-8164 N.S.)*

*("Private Rooms" added 4-4-1988 by O-17047 N.S.)*

*(Amended 1-9-1991 by O-17575 N.S.)*

**§ 42.0416 Monitoring and Expulsion of Customers**

*("Monitoring and Expulsion of Customers" added 4-4-1988 by O-17047 N.S.)*

*(Amended 1-9-1991 by O-17575 N.S.)*

**§ 42.0417 Display of Permit**

*("Display of Permit" added 4-4-1988 by O-17047 N.S.)*

**§ 42.0418 Inspections**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0419 Permit not Transferable**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0420 Unlawful Activities**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0421 Health and Sanitation Requirements and Regulations**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0422 Violations**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0423 Denial, Suspension or Revocation of Permit**

*(Added 4-4-1988 by O-17047 N.S.)*

**§ 42.0424 Severability**

*(Added 4-4-1988 by O-17047 N.S.)*



**DIVISION 5****Fertilizer Manufacturing***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0501 Reduction Works, Fertilizer Plants — Regulated***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0502 Reduction Works, Fertilizer Plants — Construction Materials***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0503 Reduction Works, Fertilizer Plants — Fish in State of Decomposition Prohibited***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0504 Reduction Works, Fertilizer Plants — Obnoxious Odors Declared Nuisance***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0505 Reduction Works, Fertilizer Plants — Inspection Required***(Added 2-10-1953 by O-5486 N.S.)***DIVISION 6****Recreational Activities***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0601 Pool Hall, Billiard Hall — Regulated***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0602 Pool Hall, Billiard Hall — Adequate Plumbing Appliances Required, Sleeping on Premises Prohibited***(Added 2-10-1953 by O-5486 N.S.)**(Amended 2-25-1964 by O-8970 N.S.)***§ 42.0603 Pool Hall, Billiard Hall — Posting or Regulations***(Added 2-10-1953 by O-5486 N.S.)*

**DIVISION 7**

**Animals and Poultry**

*("Animals" added 2-10-1953 by O-5486 N.S.)*

*(Retitled "Animals and Poultry" 5-12-1953 by O-5588 N.S.)*

**§ 42.0701 Pet Shops — Dealing in Animal Pets Regulated**

*("Kennels, Pet Shops— Dealing in Animal Pets – Regulated" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Pet Shops— Dealing in Animal Pets Regulated" and amended 9-15-1980 by O-15327 N.S.)*

**§ 42.0702 Pet Shops — Conformance to Zoning Required**

*("Kennels, Pet Shops— Conformance to Zoning Required" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Pet Shops— Conformance to Zoning Required" and amended 9-15-1980 by O-15327 N.S.)*

**§ 42.0703 Pet Shops — Proximity to Residence–Soundproofing**

*("Kennels, Pet Shops— Proximity to Residence – Soundproofing" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Pet Shops— Proximity to Residence–Soundproofing" and amended 9-15-1980 by O-15327 N.S.)*

**§ 42.0704 Pet Shops — Care of Pets**

*("Kennels, Pet Shops— Care of Pets" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Pet Shops— Care of Pets" and amended 9-15-1980 by O-15327 N.S.)*

**§ 42.0705 Pet Shops — Sanitary Regulations**

*("Kennels, Pet Shops— Sanitary Regulations" added 2-10-1953 by O-5486 N.S.)*

*(Retitled to "Pet Shops— Sanitary Regulations" and amended 9-15-1980 by O-15327 N.S.)*

**§ 42.0708 Fowl, Rabbits, Racing and Homing Pigeons and Fancy Pigeon Regulated**

*("Fowl, Rabbits— Regulated" added 5-12-1953 by O-5588 N.S.; retitled to "Fowl, Rabbits, Racing & Homing Pigeons Regulated" and amended 7-16-1984 by O-16238 N.S.)*

*(Retitled to "Fowl, Rabbits, Racing and Homing Pigeons and Fancy Pigeons Regulated" and amended 1-27-1997 by O-18378 N.S.)*

**§ 42.0709 Fowl, Rabbits, Racing or Homing Pigeons or Fancy Pigeons, Maintenance— Regulations and Exceptions**

*("Fowl, Rabbits— Maintenance Regulations— Exceptions" added 5-12-1953 by O-5588 N.S.; amended 8-16-1962 by O-8706 N.S.; retitled to "Fowl, Rabbits, Racing or Homing Pigeons Maintenance Regulations and Exceptions" and amended 7-16-1986 by O-16238 N.S.)*

*(Retitled to "Fowl, Rabbits, Racing or Homing Pigeons or Fancy Pigeons Maintenance— Regulations and Exceptions" amended 1-27-1997 by O-18378 N.S.)*

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**§ 42.0711 Diseased Pets — Notice to Health Department***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0712 Pets — Noise, Odors — Declared Nuisance***(Added 2-10-1953 by O-5486 N.S.)***§ 42.0713 Special Permits***(Added 1-26-1977 by O-12001 N.S.)***DIVISION 8****Hazardous Waste Establishments***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0801 Findings and Purpose***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0802 Health Permit Required***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0803 Enforcement***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0804 Inspections***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0805 Reporting***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0806 Change of Business Address or Name***(Added 5-9-1983 by O-15965 N.S.)***§ 42.0807 Fees***(Added 5-9-1983 by O-15965 N.S.)***DIVISION 9****Disclosure of Hazardous Materials***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0901 Findings and Purpose***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0902 Health Permit Required**

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*(Added 5-9-1983 by O-15964 N.S.)***§ 42.0903 Definitions***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0904 Review of Designation as Hazardous Materials, Carcinogens or Reproductive Toxins***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0905 Hazardous Materials Advisory Committee***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0906 Filing of a Hazardous Substance Disclosure Form***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0907 Maintenance of Files***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0908 Content of Disclosure Form***("Content of Disclosure Form" added 5-9-1983 by O-15964 N.S.)**(Amended 7-25-1994 by O-18088 N.S.)***§ 42.0909 Emergency Response Information***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0910 Exemptions to Disclosure***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0911 Penalty for Violations — Misdemeanor***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0912 Confidentiality***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0913 Fees***(Added 5-9-1983 by O-15964 N.S.)***§ 42.0914 Enforcement Officer — Authority — Inspection***(Added 5-9-1983 by O-15964 N.S.)*

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**§ 42.0915 Severability***(Added 5-9-1983 by O-15964 N.S.)***DIVISION 10****Alcoholic Beverage Warning Signs***(Added 10-12-1987 by O-16952 N.S.)***§ 42.1001 Purpose***(Added 10-12-1987 by O-16952 N.S.)***§ 42.1002 Duty to Post Signs or Notices***(Added 10-12-1987 by O-16952 N.S.)***§ 42.1003 Placement***(Added 10-12-1987 by O-16952 N.S.)***§ 42.1004 Language***(Added 10-12-1987 by O-16952 N.S.)***§ 42.1005 Health Department Authority***(Added 10-12-1987 by O-16952 N.S.)***DIVISION 11****Food Caterers and Catering Equipment Rentals***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1101 Definitions***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1102 Application of Ordinances***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1103 Health Permits and Fees***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1104 Notification of Catering Events***(Added 1-23-1989 by O-17223 N.S.)*

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**§ 42.1105 Potentially Hazardous Foods***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1106 Toilet Facilities***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1107 Catering Vehicles***(Added 1-23-1989 by O-17223 N.S.)***§ 42.1108 Catering Equipment Rental Establishment***(Added 1-23-1989 by O-17223 N.S.)***DIVISION 12****Regulation of Medical Waste***(Added 7-31-1989 by O-17330 N.S.)***§ 42.1201 San Diego County Regulation of Medical Waste Ordinance—Adoption by Reference***(Added 7-31-1989 by O-17330 N.S.)***DIVISION 13****San Diego Medical Cannabis Voluntary****Verification Card Program***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1301 Purpose and Intent***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1302 Definitions***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1303 Eligibility For Verification Card Program***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1304 Content of Verification Cards***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1305 Applicability***(Added 2-25-2002 by O-19036 N.S.)*

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**§ 42.1306 Application Process***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1307 Verification Process***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1308 Expiration***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1309 Fees***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1310 Records***(Added 2-25-2002 by O-19036 N.S.)***§ 42.1311 Penalty***(Added 2-25-2002 by O-19036 N.S.)***ARTICLE 3****Water Quality Controls***("Water Courses and Supply" Incorp. 1-22-1952 by O-5046 N.S.)**(Retitled to "Water Quality Controls" on 7-16-1975 by O-11652 N.S.)**(Retitled to "Environmental Health Quality Controls" on 3-8-1994 by O-18047 N.S.)***§ 43.01 Waterways — Dumping of Refuse Prohibited***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-7791 O.S. adopted 7-16-1919.)**(Renumbered to Sec. 43.0101 on 7-16-1975 by O-11652 N.S.)***§ 43.02 Water Supply to Premises Intended for Human Habitation***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-12742 O.S. adopted 3-30-1930.)**(Renumbered to Sec. 43.0102 on 7-16-1975 by O-11652 N.S.)***§ 43.03 Water Supply — Interconnection with City Supply Prohibited***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-12742 O.S. adopted 3-30-1930.)**(Renumbered to Sec. 43.0103 on 7-16-1975 by O-11652 N.S.)***§ 43.04 San Diego River — Bathing Prohibited***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-3358 N.S. adopted 2-14-1947.)**(Renumbered to Sec. 43.0104 on 7-16-1975 by O-11652 N.S.)*

**DIVISION 1****Water Courses and Supply***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0101 Waterways — Dumping of Refuse Prohibited***(Renumbered from Sec. 43.01 on 7-16-1975 by O-11652 N.S.)***§ 43.0102 Water Supply to Premises Intended for Human Habitation***(Renumbered from Sec. 43.02 on 7-16-1975 by O-11652 N.S.)***§ 43.0103 Water Supply — Interconnection with City Supply Prohibited***("Water Supply — Interconnection with City Supply Prohibited" renumbered from Sec. 43.03 on 7-16-1975 by O-11652 N.S.)***§ 43.0104 San Diego River — Bathing Prohibited***(Renumbered from Sec. 43.03 on 7-16-1975 by O-11652 N.S.)***DIVISION 2****Construction, Repair, Reconstruction or Destruction of Wells***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0201 Purpose and Intent***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0202 Definitions***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0203 State Reporting***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0204 Standards — General***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0205 Standards for Water Wells***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0206 Standards for Cathodic Protection Wells***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0207 Nuisances — Investigation***(Added 7-16-1975 by O-11652 N.S.)*



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**§ 43.0208 Order to Abate Nuisance***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0209 Appeal from Order of Abatement***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0210 Abatement by County Health Officer***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0211 Payment of Costs***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0212 Construction, Repair, Reconstruction and Destruction of Wells — Acts Prohibited***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0213 Permits***(Added 7-16-1975 by O-11652 N.S.)**(Amended 3-7-1983 by O-15914 N.S.)***§ 43.0214 Person Authorized to Perform Work***("Person Authorized to Perform Work" added 7-16-1975 by O-11652 N.S.)***§ 43.0215 Inspections***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0216 Expiration of Permit***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0217 Extension of Permit***(Added 7-16-1975 by O-11652 N.S.)**(Amended 3-7-1983 by O-15914 N.S.)***§ 43.0218 Revocation or Suspension***(Added 7-16-1975 by O-11652 N.S.)***§ 43.0219 Log of Well***(Added 7-16-1975 by O-11652 N.S.)***DIVISION 3****Stormwater Management and Discharge Control***(Added 9-27-1993 by O-17988 N.S.)*

**§ 43.0301 Purpose and Intent***(Added 9-27-1993 by O-17988 N.S.)**(Amended 9-10-2001 by O-18975 N.S.)***§ 43.0302 Definitions***(Added 9-27-1993 by O-17988 N.S.)**(Amended 9-10-2001 by O-18975 N.S.)***§ 43.0303 Construction and Application***(Added 9-27-1993 by O-17988 N.S.)***§ 43.0304 Prohibited Discharges***(Added 9-27-1993 by O-17988 N.S.)**(Retitled from “Discharge of Non-Stormwater Prohibited” and amended 9-10-2001 by O-18975 N.S.)***§ 43.0305 Exemptions from Discharge Prohibition***(Added 9-27-1993 by O-17988 N.S.)**(Amended 9-10-2001 by O-18975 N.S.)***§ 43.0306 Illegal Connections Prohibited***(Added 9-27-1993 by O-17988 N.S.)**(“Discharge in Violation of Permit Prohibited” repealed; “Illegal Connections Prohibited” renumbered from Sec. 43.0307 and amended 9-10-2001 by O-18975 N.S.)***§ 43.0307 Reduction of Pollutants in Storm Water***(Added 9-27-1993 by O-17988 N.S.)**(“Illegal Connections Prohibited” renumbered to Sec. 43.0306; “Reduction of Pollutants in Stormwater” renumbered from Sec. 43.0308, retitled and amended 9-10-2001 by O-18975 N.S.)***§ 43.0308 Containment and Notification of Spills***(Added 9-27-1993 by O-17988 N.S.)**(“Reduction of Pollutants in Stormwater” renumbered to Sec. 43.0307; “Containment and Notification of Spills” renumbered from Sec. 43.0309 and amended 9-10-2001 by O-18975 N.S.)***§ 43.0309 Storm Water Conveyance System Protection***(Added 9-27-1993 by O-17988 N.S.)**(“Containment and Notification of Spills” renumbered to Sec. 43.0308; “Stormwater Conveyance System Protection” renumbered from Sec. 43.0310, retitled and amended 9-10-2001 by O-18975 N.S.)***§ 43.0310 Enforcement Authority***(Added 9-27-1993 by O-17988 N.S.)*

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*(“Stormwater Conveyance System Protection” renumbered to Sec. 43.0309; “Enforcement Authority” renumbered from Sec. 43.0311 and amended 9-10-2001 by O-18975 N.S.)*

**§ 43.0311 Enforcement Remedies**

*(Added 9-27-1993 by O-17988 N.S.)*

*(“Enforcement Authority” renumbered to Sec. 43.0310; “Enforcement Remedies” renumbered from Sec. 43.0312 and amended 9-10-2001 by O-18975 N.S.)*

**§ 43.0312 Remedies Not Exclusive**

*(Added 9-27-1993 by O-17988 N.S.)*

*(Added 3-4-1996 by O-18266 N.S.)*

*(Amended 1-9-2001 by O-18913 N.S.)*

*(“Enforcement Remedies” renumbered to Sec. 43.0311; “Remedies Not Exclusive” renumbered from Sec. 43.0313 and amended 9-10-2001 by O-18975 N.S.)*

**§ 43.0313 Remedies Not Exclusive**

*(Added 9-27-1993 by O-17988 N.S.)*

*(Renumbered to Sec. 43.0312 on 9-10-2001 by O-18975 N.S.)*

**§ 43.0314 Reporting and Review of Enforcement**

*(Added 9-27-1993 by O-17988 N.S.)*

*(Amended 3-4-1996 by O-18266 N.S.)*

*(Repealed 9-10-2001 by O-18975 N.S.)*

**DIVISION 10****Smoking Regulations**

*(Added 3-8-1994 by O-18047 N.S.)*

**§ 43.1001 Purpose and Intent**

*(Renumbered from Sec. 45.0101 and amended 3-8-1994 by O-18047 N.S.)*

*(Amended 11-27-2000 by O-18892 N.S.)*

**§ 43.1002 Definitions**

*(Renumbered from Sec. 45.0102 and amended 3-8-1994 by O-18047 N.S.)*

*(Amended 11-27-2000 by O-18892 N.S.)*

**§ 43.1003 Prohibitions**

*(Renumbered from Secs. 45.0103 and 45.0112(d) and amended 3-8-1994 by O-18047 N.S.)*

*(Amended 11-27-2000 by O-18892 N.S.)*

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**§ 43.1004 Designation of Smoking Areas***(Renumbered from Sec. 45.0104 and amended 3–8–1994 by O–18047 N.S.)***§ 43.1005 Posting of Signs***(Renumbered from Sec. 45.0105 and amended 3–8–1994 by O–18047 N.S.)***§ 43.1006 Governmental Agency Cooperation***(Renumbered from Sec. 45.0106 on 3–8–1994 by O–18047 N.S.)***§ 43.1007 Exemptions***(Renumbered from Sec. 45.0107, retitled and amended 3–8–1994 by O–18047 N.S.)***§ 43.1008 Duty to Enforce***(Renumbered from Sec. 45.0108, retitled and amended 3–8–1994 by O–18047 N.S.)***§ 43.1009 Violations and Penalties***(Renumbered from Sec. 45.0109 and amended 3–8–1994 by O–18047 N.S.)***§ 43.1010 Education for No–Smoking Program***(Renumbered from Sec. 45.0110 and amended 3–8–1994 by O–18047 N.S.)***DIVISION 11****Prohibition of Tobacco Vending Machines***(Added 3–8–1994 by O–18048 N.S.)***§ 43.1101 Purpose and Intent***(Added 3–8–1994 by O–18048 N.S.)***§ 43.1102 Definitions***(Added 3–8–1994 by O–18048 N.S.)***§ 43.1103 Prohibitions***(Added 3–8–1994 by O–18048 N.S.)***§ 43.1104 Penalty***(Added 3–8–1994 by O–18048 N.S.)***ARTICLE 4****Disease Control — Nuisances***(“Animals and Poultry” Incorp. 1–22–1952 by O–5046 N.S.)**(Retitled to “Disease Control – Nuisances” on 2–10–1953 by O–5486 N.S.)*

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**§ 44.02 Stables***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0302 on 2-10-1953 by O-5486 N.S.)***§ 44.03 Stables— Sanitary Requirements***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0303 on 2-10-1953 by O-5486 N.S.)***§ 44.04 Stables— Proximity To Other Structures— Permit Required***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0304 on 2-10-1953 by O-5486 N.S.)***§ 44.05 Pets— Suitable Housing Required***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.06 Pets— Maintenance of Structure***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.07 Diseased Pets— Unlawful To Sell or Dispose***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.08 Diseased Pets— Notice To Department of Public Health***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.09 Pets— Noise, Odors— Declared Nuisance***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.20 Fowl— Proximity to Residences Prohibited***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.20.1 Fowl— Keeping in Offensive, Unhealthy Manner – Prohibited***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.20.2 Fowl— Authority of Department of Public Health***(Incorp 1-22-1952 by O-5046 N.S.; repealed 2-10-1953 by O-5486 N.S.)***§ 44.30 City Pound— Established***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0311 on 2-10-1953 by O-5486 N.S.)***§ 44.30.1 Same— Uniforms of Employees***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0312 on 2-10-1953 by O-5486 N.S.)***§ 44.30.2 Same— Method of Disposal***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0313 on 2-10-1953 by O-5486 N.S.)*

**§ 44.30.3 Same— Pound Fees**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0314 on 2–10–1953 by O–5486 N.S.)*

**§ 44.30.4 Same— Accounting For Fees**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0315 on 2–10–1953 by O–5486 N.S.)*

**§ 44.30.5 Same— Definitions**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0316 on 2–10–1953 by O–5486 N.S.)*

**§ 44.30.6 Same— Noncompliance and Violation**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0317 on 2–10–1953 by O–5486 N.S.)*

**§ 44.31 Domestic Animals**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0318 on 2–10–1953 by O–5486 N.S.)*

**§ 44.31.1 Same— Running At Large Prohibited**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0319 on 2–10–1953 by O–5486 N.S.)*

**§ 44.31.2 Same— Pasturing Prohibited— Exceptions**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0320 on 2–10–1953 by O–5486 N.S.)*

**§ 44.31.3 Same— Methods of Disposal— Auction**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0321 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32 Dog Licenses**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0322 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32.1 Same— Duration**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0323 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32.2 Same— Tag Affixed— Receipt Required**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0324 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32.3 Same— Applications— Proof of Vaccination Required**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0325 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32.4 Same— Replacement Tag Authorized Required**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0326 on 2–10–1953 by O–5486 N.S.)*

**§ 44.32.5 Same— Transfer Authorized— Fee**

*(Incorp 1–22–1952 by O–5046 N.S.; renumbered to Sec. 44.0327 on 2–10–1953 by O–5486 N.S.)*

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**§ 44.32.6 Same— Fee Established— Exceptions***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0328 on 2-10-1953 by O-5486 N.S.)***§ 44.33 Regulation of Dogs***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0329 on 2-10-1953 by O-5486 N.S.)***§ 44.33.1 Same— Dogs At Large***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0330 on 2-10-1953 by O-5486 N.S.)***§ 44.33.2 Same— Committing Nuisance— Exceptions***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0331 on 2-10-1953 by O-5486 N.S.)***§ 44.33.3 Same— Harboring Lost Dogs***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0332 on 2-10-1953 by O-5486 N.S.)***§ 44.33.4 Same— Vicious Dogs***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0333 on 2-10-1953 by O-5486 N.S.)***§ 44.33.5 Same— Communicable Diseases***(Incorp 1-22-1952 by O-5046 N.S.; renumbered to Sec. 44.0334 on 2-10-1953 by O-5486 N.S.)***DIVISION 1  
General Regulations****§ 44.0101 Common Drinking Cup Prohibited***(Added 2-10-1953 by O-5486 N.S.)***§ 44.0102 Dipping from Water Containers Prohibited***(Added 2-10-1953 by O-5486 N.S.)***§ 44.0103 Expectorating in Public Conveyance or Building Prohibited***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-409 O.S. adopted 1-4-1897.)**(Added (formerly Sec. 49.05) 2-10-1953 by O-5486 N.S.)***§ 44.0104 Sweepings, Rubbish, Trash, on Public Streets, Places — Prohibited***(Incorp. 1-22-1952 by O-5046 N.S., contained in O-3522 adopted 9-2-1947.)**(Renumbered from Sec. 49.06 on 2-10-1953 by O-5486 N.S.)***§ 44.0105 Same — Washing with Water without First Sweeping — Prohibited***(Incorp. 1-22-1952 by O-5046 N.S.)**(Renumbered from Sec. 49.07 on 2-10-1953 by O-5486 N.S.)*

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**§ 44.0106 Depositing in Public Place Prohibited***(Incorp. 1-22-1952 by O-5046 N.S.)**(Renumbered from Sec. 49.08 on 2-10-1953 by O-5486 N.S.)***§ 44.0107 Garbage and Refuse Disposal Regulated***(Incorp. 1-22-1952 by O-5046 N.S.)**(Renumbered from Sec. 47.01 on 2-10-1953 by O-5486 N.S.)***§ 44.0108 Garbage and Refuse Disposal — Burying Required***(Incorp. 1-22-1952 by O-5046 N.S.)**(Renumbered from Sec. 47.02 on 2-10-1953 by O-5486 N.S.)***§ 44.0109 Garbage and Refuse Collection***(Renumbered from Sec. 41.90 on 2-10-1953 by O-5486 N.S.)**(Renumbered to Sec. 66.07 on 2-16-1954 by O-5967 N.S.)***§ 44.0110 Storage of Foodstuffs — Use of Barns, Etc., Prohibited***(Renumbered from Sec. 45.10 on 2-10-1953 by O-5486 N.S.)***§ 44.0111 Diseased Animals — Slaughtering for Purpose of Animal Food Prohibited***(Renumbered from Sec. 45.05 on 2-10-1953 by O-5486 N.S.)***§ 44.0112 Feeding Diseased Carcass to Animals Prohibited***(Renumbered from Sec. 45.05.1 on 2-10-1953 by O-5486 N.S.)***§ 44.0113 Drugs, Medicines, Etc. — Free Distribution Prohibited***(Renumbered from Sec. 45.35 on 2-10-1953 by O-5486 N.S.)***§ 44.0114 Cross Connections with Water Supply Prohibited***(Added 2-10-1953 by O-5486 N.S.)***§ 44.0115 Purpose and Intent***(Added 3-31-1981 by O-15475 N.S.)**(Repealed (portions reenacted in Sec. 54.0201) 8-10-1993 by O-17957 N.S.)***§ 44.0116 Definitions***(Added 3-31-1981 by O-15475 N.S.; amended 1-17-1984 by O-16113 N.S.; amended 6-18-1989 by O-16226 N.S.; amended 10-16-1989 by O-17359 N.S.; amended 1-8-1990 by O-17408 N.S.)**(Repealed (portions reenacted in Sec. 54.0202) 8-10-1993 by O-17957 N.S.)***§ 44.0117 Illegal Dumping Prohibited***(Added 3-31-1981 by O-15475 N.S.; amended 1-17-1984 by O-16113 N.S.)*



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*(Renumbered to Sec. 54.0209 on 8-10-1993 by O-17957 N.S.)*

**§ 44.0118 Littering Prohibited**

*(Added 3-31-1981 by O-15475 N.S.; amended 1-17-1984 by O-16113 N.S.; amended 10-16-1989 by O-17359 N.S.)*

*(Renumbered to Sec. 54.0210 on 8-10-1993 by O-17957 N.S.)*

**§ 44.0119 Property Owner Responsibility**

*(Added 3-31-1981 by O-15475 N.S.; amended 1-17-1989 by O-16113 N.S.; amended 10-16-1989 by O-17359 N.S.)*

*(Renumbered to Sec. 54.0208 on 8-10-1993 by O-17957 N.S.)*

**§ 44.0120 Refuse Container Maintenance**

*(Added 3-31-1981 by O-15475 N.S.)*

*(Repealed (substantially similar provisions in Sec. 66.0122) 8-10-1993 by O-17957 N.S.)*

**§ 44.0121 Transporting Uncovered Waste Prohibited**

*(Added 3-31-1981 by O-15475 N.S.)*

*(Renumbered to Sec. 54.0211 on 8-10-1993 by O-17957 N.S.)*

**§ 44.0122 Notice of Violation**

*(Added 3-31-1981 by O-15475 N.S.)*

*(Repealed (enforcement powers consolidated within Sec. 12.0103) 8-10-1993 by O-17957 N.S.)*

**§ 44.0123 Penalties**

*(Added 3-31-1981 by O-15475 N.S.)*

*(Repealed 1-17-1984 by O-16113 N.S.)*

**§ 44.0124 Enforcement**

*(Added 3-31-1981 by O-15475 N.S.; amended 1-17-1984 by O-16113 N.S.; amended 10-16-1989 by O-17359 N.S.)*

*(Repealed ((a) provisions consolidated within Secs 12.0105 & 54.0203— (c) portions reenacted in Sec. 54.0212) 8-10-1993 by O-17957 N.S.)*

**DIVISION 2****Specific Regulations**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 44.0201 Bathing or Swimming Pools — Regulated**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 44.0203 Fertilizing Material — Storage Bins or Rooms — Special Permit Required**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 44.0204 Manure, Stable Refuse, Animal Excreta Regulated — Larvicide Treatment Required**  
(Added 2-10-1953 by O-5486 N.S.)

**§ 44.0211 Cesspool, Septic Tank, Subsurface Disposal System, Connecting Plumbing to Unapproved Disposal System Prohibited**  
(Added 2-10-1953 by O-5486 N.S.)  
(Amended 12-1-1959 by O-8205 N.S.)

**§ 44.0212 Cesspool, Septic Tank, Subsurface Disposal Systems — Where Prohibited**  
(Added 2-10-1953 by O-5486 N.S.)

**§ 44.0213 Cesspool, Septic Tank, Subsurface Disposal System — Application for Permit — Fee**  
(Added 2-10-1963 by O-5486 N.S.)  
(Amended (formerly a portion of Sec. 44.0214 and Sec. 93.1701.) 1-23-1964 by O-8952 N.S.)  
(Amended 5-25-1977 by O-12075 N.S.)  
(Amended 7-20-1981 by O-15547 N.S.)

**§ 44.0214 Cesspool, Septic Tank, Subsurface Disposal System — Issuance of Construction Permits, Suspension and Revocation**  
(Added 2-10-1953 by O-5486 N.S.)  
(Amended (formerly Sec. 44.0215; old Sec. 44.0214 now part of Sec. 44.0213) 1-24-1964 by O-8952 N.S.)

**§ 44.0215 Cesspool, Septic Tank, Subsurface Disposal System — Change of Location or Supplemental Permit**  
(Added 2-10-1953 by O-5486 N.S.)  
(Amended (formerly Sec. 44.0216 and Sec. 93.1702; old Sec. 44.0215 now Sec. 44.0214) 1-23-1964 by O-8952 N.S.)  
(Amended 7-20-1981 by O-15547 N.S.)

**§ 44.0216 Cesspool, Septic Tank, Subsurface Disposal System — Construction Approval**  
(Added 2-10-1953 by O-5486 N.S.)  
(Amended (formerly Sec. 44.0219; old Sec. 44.0216 now Sec. 44.0215) 1-23-1964 by O-8952 N.S.)

**§ 44.0216.1 Inspection of Existing Cesspool, Septic Tank, Subsurface Disposal System — Fee**  
(Added 7-20-1981 by O-15547 N.S.)

**§ 44.0217 Cesspool, Septic Tank, Subsurface Disposal System — Reinspection — Fee**  
(Added 2-10-1953 by O-5486 N.S.)

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*(Amended (formerly Sec. 44.0220 and Sec. 91.1703; old Sec. 44.0217 now Sec. 44.0218) 1-23-1964 by O-8952 N.S.)*

*(Amended 7-20-1981 by O-15547 N.S.)*

**§ 44.0218 Cesspool, Septic Tank, Subsurface Disposal System — Percolation Test — When Required**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended (formerly Sec. 44.0417; old Sec. 44.0218 now Sec. 44.0220) 1-23-1964 by O-8952 N.S.)*

**§ 44.1218.1 Cesspool, Septic Tank, Subsurface Disposal System — Percolation Test — Fee**

*(Added 7-20-1981 by O-15547 N.S.)*

**§ 44.0219 Cesspool, Septic Tank, Subsurface Disposal System — Location**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended (formerly Sec. 93.1704; old Sec. 44.0219 now Sec. 44.0216) 1-23-1964 by O-8952 N.S.)*

**§ 44.0220 Cesspool, Septic Tank, Subsurface Disposal System — Minimum Lot Area**

*(Added 2-10-1953 by O-5486 N.S.)*

*(Amended (formerly Sec. 44.0218; old Sec. 44.0220 now Sec. 44.0217) 1-23-1964 by O-8952 N.S.)*

**§ 44.0221 Cesspool, Septic Tank, Subsurface Disposal System — Surface Water Not Permitted**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 44.0222 Temporary Subsurface Sewage Disposal System**

*(Added 12-1-1959 by O-8206 N.S.)*

**§ 44.0225 Sanitary Toilet — When Authorized**

*(Added 2-10-1953 by O-5486 N.S.)*

**§ 44.0226 Reinspections — Fee**

*(Added 5-25-1977 by O-12075 N.S.)*

*(Repealed 7-20-1981 by O-15547 N.S.)*

**DIVISION 3**

**Animals**

*(Amended 2-10-1953 by O-5486 N.S.)*

**§ 44.0300 San Diego County Animal Control Ordinance — Adoption by Reference**

*(Added 3-7-1974 by O-11267 N.S.)*

*(Amended 6-9-1980 by O-15274 N.S.)*

*(Amended 9-15-1980 by O-15327 N.S.)*

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*(Amended 12-5-1983 by O-16089 N.S.)*

*(Amended 3-16-1987 by O-16829 N.S.)*

*(Amended 2-8-1988 by O-17020 N.S.)*

*(Amended 1-8-1990 by O-17408 N.S.)*

*(Amended 8-10-1993 by O-17956 N.S.)*

#### **§ 44.0301 Permit**

*(Renumbered from Sec. 41.60 on 2-10-1953 by O-5486 N.S.)*

*(Amended 10-22-1953 by O-5820 N.S.)*

#### **§ 44.0302 Special Permits**

*(Renumbered from Sec. 44.02 on 2-10-1953 by O-5486 N.S.)*

*(Amended 10-22-1953 by O-5820 N.S.)*

*(Amended 5-25-1977 by O-12076 N.S.)*

*(Amended 3-16-1987 by O-16829 N.S.)*

#### **§ 44.0303 Denial and Revocation of Permits**

*(Renumbered from Sec. 44.03 on 2-10-1953 by O-5486 N.S.)*

*(Amended 10-22-1953 by O-5820 N.S.)*

*(Amended 5-25-1977 by O-12076 N.S.)*

*(Amended 3-16-1987 by O-16829 N.S.)*

#### **§ 44.0304 Public Nuisance and Abatement**

*(Renumbered from Sec. 44.04 on 2-10-1953 by O-5486 N.S.)*

*(Amended 10-22-1953 by O-5820 N.S.)*

*(Amended 3-16-1987 by O-16829 N.S.)*

#### **§ 44.0304.1 Committing Nuisance**

*(Added 3-16-1987 by O-16829 N.S.)*

#### **§ 44.0305 Wild Animals and Other Prohibited Species**

*("Ferocious Beasts" added 10-22-1953 by O-5820 N.S.; repealed 3-7-1974 by O-11267 N.S.)*

*(Retitled to "Wild Animals" and amended 3-16-1987 by O-16829 N.S.)*

*(Amended 7-16-1990 by O-17497 N.S.)*

#### **§ 44.0306 Agricultural and Non-Agricultural Areas — Definitions**

*(Added 10-22-1953 by O-5820 N.S.)*

*(Amended 8-16-1962 by O-8706 N.S.)*

#### **§ 44.0307 Cattle, Goats and Sheep**

*(Added 10-22-1953 by O-5820 N.S.)*

*(Amended 6-2-1959 by O-8119 N.S.)*

*(Amended 8-30-1962 by O-8718 N.S.)*

**§ 44.0307.1 Cattle, Goats and Sheep, Condition of Premises***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0308 Horses***(Added 10-22-1953 by O-5820 N.S.)**(Amended 4-17-1975 by O-11558 N.S.)***§ 44.0308.1 Stables and Barns***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309 Hogs, Pigs, Swine***("Stables and Barns" added 10-22-1953 by O-5820 N.S.; repealed 8-30-1962 by O-8718 N.S.)**("Hogs, Pigs, Swine" added 8-30-1962 by O-8718 N.S.)**(Amended 6-23-1986 by O-16672 N.S.)***§ 44.0309.1 Swine, Zone Variance Required***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309.2 Swine, Permit Application***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309.3 Swine, Minimum Standards***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309.4 Swine, Maximum Density***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309.5 Swine, Permit Fee***(Added 8-30-1962 by O-8718 N.S.)**(Amended 3-7-1983 by O-15914 N.S.)***§ 44.0309.6 Swine, Permit Expiration***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0309.7 Swine, Permit Revocation***(Added 8-30-1962 by O-8718 N.S.)***§ 44.0310 Animals in Transit and Dead Animals***(Added 10-22-1953 by O-5820 N.S.)**(Amended 10-27-1986 by O-16734 N.S.)**(Amended 2-8-1988 by O-17020 N.S.)*

**§ 44.0311 Animals in Vehicles**

*("City Pound— Established" renumbered from Sec. 44.30 on 2-10-1953 by O-5486 N.S.; repealed 3-7-1974 by O-11267 N.S.)*

*("Animals in Vehicles" added 10-27-1986 by O-16734 N.S.)*

*(Repealed 2-8-1988 by O-17020 N.S.)*

**§ 44.0312 City Pound — Uniforms of Employees**

*(Renumbered from Sec. 44.30.1 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0313 City Pound — Methods of Disposal**

*(Sec. 44.30.2 amended 2-5-1953 by O-5472 N.S.; renumbered from Sec. 44.30.2 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0314 City Pound — Pound Fees**

*(Renumbered from Sec. 44.30.3 on 2-10-1953 by O-5486 N.S.)*

*(Amended 9-1-1964 by O-9073 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0315 City Pound — Accounting for Fees**

*(Renumbered from Sec. 44.30.4 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0316 City Pound — Definitions**

*(Renumbered from Sec. 44.30.5 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0317 City Pound — Noncompliance a Violation**

*(Renumbered from Sec. 44.30.6 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0318 Domestic Animals — Definition**

*(Renumbered from Sec. 44.30.31 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0319 Domestic Animals Running at Large**

*(Renumbered from Sec. 44.31.1 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0320 Domestic Animals — Pasturing Prohibited — Exceptions**

*(Renumbered from Sec. 44.31.2 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0321 Domestic Animals — Methods of Disposal — Auction**

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*(Renumbered from Sec. 44.31.3 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0322 Dog License Fees**

*("Dog Licenses" renumbered from Sec. 44.32 on 2-10-1953 by O-5486 N.S.; amended 4-30-1953 by O-5576 N.S.; amended 7-23-1957 by O-7524 N.S.; amended 4-21-1959 by O-8096 N.S.; repealed 3-7-1974 by O-11267 N.S.)*

*("Dog License Fees" added 11-10-1992 by O-17860 N.S.)*

*(Amended 8-8-1994 by O-18092 N.S.)*

**§ 44.0323 Dog Licenses — Duration**

*(Renumbered from Sec. 44.32.1 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0324 Dog Licenses — Tag Affixed — Receipt Required**

*(Renumbered from Sec. 44.32.2 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0325 Dog Licenses — Applications — Proof of Vaccination Required**

*(Renumbered from Sec. 44.32.3 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0325.1 Dog Licenses — Issuance — Enforcement**

*(Added 7-23-1957 by O-7524 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0326 Dog Licenses — Replacement Tag Authorized**

*(Renumbered from Sec. 44.32.4 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0327 Dog License — Transfer Authorized — Fee**

*(Renumbered from Sec. 44.32.5 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.;*

*repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0328 Dog Licenses — Fee Established and Collected**

*(Renumbered from Sec. 44.32.6 on 2-10-1953 by O-5486 N.S.; amended 7-23-1957 by O-7524 N.S.; amended 5-28-1963 by O-8836 N.S.; amended 4-13-1971 by O-10545 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0328.1 Dog Licenses — Penalties**

*(Added 8-15-1957 by O-7555 N.S.; amended 11-6-1958 by O-8005 N.S.; amended 7-9-1968 by O-9841 N.S.; amended 4-13-1971 by O-10545 N.S.)*

*(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0328.2 Dog Licenses — Out-of-City License Fee***(Added 5-1-1958 by O-7861 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0329 Regulation of Dogs — Care of Dogs***(Renumbered from Sec. 44.33 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0330 Regulation of Dogs — Dogs at Large***(Renumbered from Sec. 44.33.1 (Erroneously printed as Sec. 44.31.1 on 2-10-1953 by O-5486 N.S.; amended 1-17-1967 by O-9568 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0331 Regulation of Dogs — Committing Nuisance — Exceptions***(Renumbered from Sec. 44.33.2 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0332 Regulation of Dogs — Harboring Lost Dogs***(Renumbered from Sec. 44.33.3 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0333 Regulation of Dogs — Vicious Dogs***(Renumbered from Sec. 44.33.3 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0334 Regulation of Dogs — Communicable Diseases***(Renumbered from Sec. 44.33.5 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0335 Rabies Control — Vaccination Required***(Renumbered from Sec. 44.34 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0336 Rabies Control — Vaccination at City Pound***(Renumbered from Sec. 44.34.1 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)***§ 44.0337 Rabies Control — Exception to Vaccination***(Renumbered from Sec. 44.34.2 on 2-10-1953 by O-5486 N.S.)**(Repealed 3-7-1974 by O-11267 N.S.)*



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**§ 44.0338 Rabies Control — Quarantine**

*(Renumbered from Sec. 44.34.3 (Erroneously printed as Sec. 44.34.2.) 2-10-1953 by O-5486 N.S.)  
(Repealed 3-7-1974 by O-11267 N.S.)*

**§ 44.0341 Rat Control — Premises shall be Rat-Proof and Free of Rats**

*(Renumbered from Sec. 46.01 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0342 Rat Control — Authority of the Health Officer**

*(Renumbered from Sec. 46.02 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0343 Rat Control — Basements and Cellars shall be Kept Rubbish Free**

*(Renumbered from Sec. 46.03 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0344 Rat Control — Rat Burrows**

*(Renumbered from Sec. 46.04 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0346 Special Precautions for Docks and Wharves**

*(Renumbered from Sec. 46.06 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0347 Rat Control — Public Market and Stands**

*(Renumbered from Sec. 46.07 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0348 Rat Control — Storing Food and Feed**

*(Renumbered from Sec. 46.08 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0349 Rat Control — Garbage, Scraps of Food, Etc.**

*(Renumbered from Sec. 46.09 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0350 Rat Control — Rat Harborages Due to Disorderly Accumulations, Debris, Etc.**

*(Renumbered from Sec. 46.10 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0351 Rat Control — Notices**

*(Renumbered from Sec. 46.11 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0355 Mosquito Control — Pools of Water Declared Nuisance**

*(Renumbered from Sec. 46.20 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0356 Mosquito Control — Refusal to Abate Nuisance Declared Misdemeanor**

*(Renumbered from Sec. 46.21 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0357 Mosquito Control — Abatement of Nuisance by Health Officer**

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*(Renumbered from Sec. 46.22 on 2-10-1953 by O-5486 N.S.)*

**§ 44.0358 Fumigation — Permit Required**

*(Renumbered from Sec. 46.31 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 4-8-1985 by O-16396 N.S.)*

**§ 44.0359 Fumigation — Notice Required**

*(Renumbered from Sec. 46.32 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 4-8-1985 by O-16396 N.S.)*

**§ 44.0360 Fumigation — Warning Signs Required**

*(Renumbered from Sec. 46.33 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 4-8-1985 by O-16396 N.S.)*

**§ 44.0365 Beekeeping Regulated — Exceptions**

*(Renumbered from Sec. 44.40 on 2-10-1953 by O-5486 N.S.)*

*(Repealed 6-8-1977 by O-12084 N.S.)*

**DIVISION 4****Beekeeping**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0401 Purpose and Intent**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0402 Definitions**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0403 Provisions Supplement State Laws**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0404 Commissioner May Enter Premises**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0405 Interference with Commissioner**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0406 Notice of Violation**

*(Added 6-8-1977 by O-12084 N.S.)*

**§ 44.0407 Abatement of Nuisance**

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*(Added 6-8-1977 by O-12084 N.S.)***§ 44.0408 Beekeeping — Distance from Buildings***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0409 Beekeeping — Distance from Roads***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0410 Beekeeping — Permission of Landowners***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0411 Beekeeping — Identification Signs***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0412 Beekeeping — Transportation***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0413 Beekeeping — Firebreak***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0414 Beekeeping — Fire Fighting Materials***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0415 Beekeeping — Bee Smokers***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0416 Beekeeping — Water Supply for Bees***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0417 Enforcement***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0418 Beekeeping — Permit Required***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0419 Beekeeping Regulated — Exceptions***(Added 6-8-1977 by O-12084 N.S.)***§ 44.0420 Violation***(Added 6-8-1977 by O-12084 N.S.)***DIVISION 5**

**Public Swimming Pools***(Added 5-25-1977 by O-12074 N.S.)***§ 44.0501 Permit Required***(Added 5-25-1977 by O-12074 N.S.)**(Amended 3-7-1983 by O-15914 N.S.)***§ 44.0501.1 Pool Plan Review and Re-Review***(Added 3-7-1983 by O-15914 N.S.)***§ 44.0502 Renewal of Permit — Ten Percent (10%) Penalty for Delinquency***(Added 5-25-1977 by O-12074 N.S.; repealed 3-7-1983 by O-15914 N.S.)***§ 44.0503 Permit Not Transferable***(Added 5-25-1977 by O-12074 N.S.)***ARTICLE 5****Smoking Regulations***(Editors note: Title added 8-9-1988; repealed 3-8-1994 by O-18049 N.S.)***DIVISION 1****Smoking Prohibited in Certain Public Areas***(Added 12-19-1974 by O-11459 N.S.)**(Repealed 3-8-1994 by O-18049 N.S.)***§ 45.0101 Purpose and Intent***(Added 12-19-1974 by O-11459 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)**(Renumbered to Sec. 43.1001 on 3-8-1994 by O-18047 N.S.)***§ 45.0102 Definitions***(Added 12-19-1974 by O-11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)**(Renumbered to Sec. 43.1002 on 3-8-1994 by O-18047 N.S.)***§ 45.0103 Prohibitions***(Added 12-19-1974 by 11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 12-6-1994 by O-15865 N.S.)**(Renumbered to Sec. 43.1003 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0104 Designation Of Smoking Areas**

*(Added 12-19-1974 by O-11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1004 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0105 Posting of Signs**

*(Added 12-19-1974 by O-11459 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1005 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0106 Governmental Agency Cooperation**

*(Added 12-19-1974 by O-11459 N.S.)*

*(Renumbered to Sec. 43.1006 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0107 Exceptions**

*(Added 12-19-1974 by O-11459 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1007 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0108 Enforcement and Appeal**

*(Added 12-19-1974 by O-11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 12-6-1982 by O-15865 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1009 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0109 Violations and Penalties**

*(Added 12-19-1974 by O-11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Renumber to Sec. 43.1009 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0110 Education for No-Smoking Program**

*(Added 12-19-1974 by O-11459 N.S.; amended 3-17-1976 by O-11810 N.S.; amended 4-29-1994 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1010 on 3-8-1994 by O-18047 N.S.)*

**§ 45.0111 Severability**

*(Added 12-19-1974 by O-11459 N.S.; amended 4-29-1991 by O-17633 N.S.)*

*(Repealed 3-8-1994 by O-18047 N.S.)*

**§ 45.0112 Reprisal Prohibited**

*(Added 4-29-1991 by O-17633 N.S.)*

*(Renumbered to Sec. 43.1003 on 3-8-1994 by O-18047 N.S.)*

**DIVISION 2**  
**Prohibition of Plastic Food Containers**  
*(Added 11-21-1988 by O-17183 N.S.)*

**§ 45.0201 Definitions**  
*(Added 11-21-1988 by O-17183 N.S.)*  
*(Renumbered to Sec. 42.0170 on 3-8-1994 by O-18049 N.S.)*

**§ 45.0202 Prohibitions as to Certain Polystyrene**  
*(Added 11-21-1994 by O-17183 N.S.)*  
*(Renumbered to Sec. 42.0171 on 3-8-1994 by O-18049 N.S.)*

**§ 45.0203 Exemptions**  
*(Added 11-21-1988 by O-17183 N.S.)*  
*(Renumbered to Sec. 42.0172 on 3-8-1994 by O-18049 N.S.)*

**§ 45.0204 Penalty**  
*(Added 11-21-1988 by O-17183 N.S.)*  
*(Renumbered to Sec. 42.0173 on 3-8-1994 by O-18049 N.S.)*

**ARTICLE 6**  
**Massage Technician Regulations**  
*(Editors note: Title added 8-9-1988.)*

**DIVISION 1**  
**Massage Technicians**  
*(Added 6-2-1976 by O-11848 N.S.)*

**§ 46.0101 Purpose and Intent**  
*(Added 6-2-1976 by O-11848 N.S.)*

**§ 46.0102 Definitions**  
*(Added 6-2-1976 by O-11848 N.S.)*

**§ 46.0103 Massage Technician Qualifications**  
*(Added 6-2-1976 by O-11848 N.S.)*

**§ 46.0104 Exemptions**  
*(Added 6-2-1976 by O-11848 N.S.)*

**§ 46.0105 Effective Date**  
*(Added 6-2-1976 by O-11848 N.S.)*

**ARTICLE 7**

**City of San Diego Health Facility Revenue Bond Law**

*(Added 11-13-1979 by O-15074)*

**DIVISION 1**

**General Provisions and Definitions**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0101 Citation**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0102 Declaration of Necessity**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0103 Definitions**

*(Added 11-13-1979 by O-15074 N.S.)*

**DIVISION 2**

**Financing Health Facilities**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0201 Loan for a Health Facility**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0202 Loan to Refund or Refinance a Health Facility**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0203 Sale or Lease of a Health Facility by City**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0204 Recovery of Costs and Expenses by City**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0205 Insurance or Guarantee of Payment**

*(Added 11-13-1979 by O-15074 N.S.)*

**§ 47.0206 Fixing Rents, Fees, Rates, Etc.**

*(Added 11-13-1979 by O-15074 N.S.)*

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**§ 47.0207 Deeds of Trust or Mortgages as Security***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0208 Employment of Experts and Consultants***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0209 Do All Things Necessary and Convenient***(Added 11-13-1979 by O-15074 N.S.)***DIVISION 3****Bonds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0301 Issue Limited Obligation Bonds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0302 Amount of Bonds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0303 Type, Form and Sale of Bonds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0304 Terms and Conditions of Bonds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0305 Pledge of Revenues, Etc.***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0306 Liability of Council, Etc.***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0307 Purchase of Bonds by City***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0308 Compelling Performance, Etc.***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0309 Refunding Bonds — Use of Proceeds***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0310 Independent Validity of Bonds**



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*(Added 11-13-1979 by O-15074 N.S.)***§ 47.0311 Pooled Equipment Financings***(Added 5-9-1983 by O-15970 N.S.)***DIVISION 4****Supplemental Provisions***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0401 Liberal Construction***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0402 Effect of Omission or Defect***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0403 Authority***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0404 Provisions of this Article are Complete, Alternative, Etc.***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0405 Provisions of this Article Control***(Added 11-13-1979 by O-15074 N.S.)***§ 47.0406 Effect of Partial Invalidity***(Added 11-13-1979 by O-15074 N.S.)***ARTICLE 8****— Reserved for future use —****DIVISION 1****— Reserved for future use —****§ 48.0101 Reserved for future use —**